

EXHIBIT

A

**U.S. District Court
SOUTHERN DISTRICT OF TEXAS (Houston)
CIVIL DOCKET FOR CASE #: 4:19-cv-01991**

Monroe v. Houston Independent School District
Assigned to: Judge Ewing Werlein, Jr
Cause: 42:1983 Civil Rights Act

Date Filed: 06/03/2019
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Gerry Monroe

represented by **Scott David Newar**
Attorney at Law
440 Louisiana
Suite 900
Houston, TX 77002
713-226-7950
Fax: 713-226-7181
Email: newar@newarlaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Houston Independent School District

represented by **Eric J R Nichols**
Butler Snow LLP
1400 Lavaca Street
Ste 1000
Austin, TX 78701
737-802-1800
Fax: 737-802-1801
Email: eric.nichols@butlersnow.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Karson Karl Thompson
Butler Snow LLP
1400 Lavaca Street, Suite 1000
Austin, TX 78701
737-802-1800
Fax: 737-802-1801
Email: karson.thompson@butlersnow.com
ATTORNEY TO BE NOTICED

Movant

Troy Finner

represented by **Suzanne R Chauvin**
City of Houston
900 Bagby, 3rd Floor
P.O. Box 368

Houston, TX 77001-0368
 832-393-6219
 Fax: 832-393-6259
 Email: Suzanne.C Chauvin@houston.tx.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
06/03/2019	<u>1</u>	COMPLAINT against Houston Independent School District (Filing fee \$ 400 receipt number 0541-22541598) filed by Gerry Monroe. (Attachments: # <u>1</u> Exhibit A)(Newar, Scott) (Entered: 06/03/2019)
06/04/2019	<u>2</u>	ORDER for Initial Pretrial and Scheduling Conference and Order to Disclose Interested Persons. Initial Conference set for 9/20/2019 at 03:45 PM in Room 11521 before Judge Ewing Werlein, Jr(Signed by Judge Ewing Werlein, Jr) Parties notified.(ckrus, 4) (Entered: 06/04/2019)
06/04/2019	<u>3</u>	First AMENDED COMPLAINT with Jury Demand against Houston Independent School District filed by Gerry Monroe. Related document: <u>1</u> Complaint filed by Gerry Monroe. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D)(Newar, Scott) (Entered: 06/04/2019)
06/10/2019	<u>4</u>	MOTION for Preliminary Injunction by Gerry Monroe, filed. Motion Docket Date 7/1/2019. (Attachments: # <u>1</u> Proposed Order Order)(Newar, Scott) (Entered: 06/10/2019)
06/10/2019	<u>5</u>	MOTION to Expedite Discovery Regarding Plaintiffs Motion for Preliminary Injunction by Gerry Monroe, filed. Motion Docket Date 7/1/2019. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Proposed Order Order)(Newar, Scott) (Entered: 06/10/2019)
06/10/2019	<u>6</u>	MOTION to Expedite Hearing On Plaintiffs Motion For Preliminary Injunction by Gerry Monroe, filed. Motion Docket Date 7/1/2019. (Attachments: # <u>1</u> Proposed Order Order) (Newar, Scott) (Entered: 06/10/2019)
06/12/2019	<u>7</u>	Minute Entry for proceedings held before Judge Ewing Werlein, Jr. TELEPHONE CONFERENCE held on 6/12/2019 to discuss scheduling. By agreement of the parties, Defendant shall provide an initial response to Plaintiff's requests for discovery attached to Plaintiff's motion for expedited discovery (Document No. 5) no later than Monday, June 17, 2019. The parties will discuss any additional discovery needed and try to agree on such. An EVIDENTIARY HEARING on Plaintiff's motion for preliminary injunction (Document No. 4) is SET for Monday, June 24, 2019 at 2:00 p.m. Each side will be allotted a total of one hour for examination of witness(es) and presentation of verified evidence. Plaintiff's brief with controlling authorities in support of his motion for preliminary injunction shall be filed no later than Tuesday, June 18, 2019 at 12:00 p.m. Defendant's response brief with controlling authorities shall be filed no later than Friday, June 21, 2019 at 12:00 p.m. The parties shall attempt to reach an interim agreement that will obviate the need for the hearing set on June 24. Appearances: Scott David Newar for Pltff, Eric Nichols for Dft. Law Clerk: N. Bronnimann, filed. (marflores, 4) (Entered: 06/12/2019)
06/18/2019	<u>8</u>	Unopposed MOTION For Leave To Exceed Briefing Page Limit Regarding by Gerry Monroe, filed. (Attachments: # <u>1</u> Proposed Order Order)(Newar, Scott) (Entered: 06/18/2019)
06/18/2019	<u>9</u>	BRIEF Support <i>Motion For Preliminary Injunction</i> by Gerry Monroe, filed. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, #

		6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H)(Newar, Scott) (Entered: 06/18/2019)
06/18/2019	10	ORDER denying 8 Plaintiff's Unopposed Motion to Exceed Briefing Page Limit Regarding Plaintiff's Memorandum in Support of Motion for Preliminary Injunction. A brief not to exceed page limit of 25 pages may be filed by NOON, June 19, 2019. (Signed by Judge Ewing Werlein, Jr) Parties notified. (marflores, 4) (Entered: 06/18/2019)
06/19/2019	11	Amended BRIEF <i>Motion For Preliminary Injunction</i> by Gerry Monroe, filed. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H)(Newar, Scott) (Entered: 06/19/2019)
06/19/2019	12	CERTIFICATE OF INTERESTED PARTIES by Gerry Monroe, filed.(Newar, Scott) (Entered: 06/19/2019)
06/21/2019	13	RESPONSE in Opposition to 4 MOTION for Preliminary Injunction, filed by Houston Independent School District. (Attachments: # 1 Ex. A, # 2 Ex. B, # 3 Ex. C, # 4 Ex. D) (Nichols, Eric) (Entered: 06/21/2019)
06/21/2019	14	Correspondence to Judge Werlein by Gerry Monroe, filed.(Newar, Scott) (Entered: 06/21/2019)
06/21/2019	15	Unopposed MOTION to Quash Subpoena and for a Protective Order by Troy Finner, filed. (Attachments: # 1 Exhibit 1 - Finner Affidavit, # 2 Proposed Order)(Chauvin, Suzanne) (Entered: 06/21/2019)
06/22/2019	16	REPLY to 13 Response in Opposition to Motion , filed by Gerry Monroe. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D)(Newar, Scott) (Entered: 06/22/2019)
06/24/2019	17	ORDER Granting 15 Non-party Troy Finner's Unopposed Motion to Quash Subpoena and for a Protective Order. (Signed by Judge Ewing Werlein, Jr) Parties notified. (marflores, 4) (Entered: 06/24/2019)
06/24/2019	18	Exhibit List by Houston Independent School District(Nichols, Eric) (Entered: 06/24/2019)
06/24/2019	19	Witness List by Houston Independent School District(Nichols, Eric) (Entered: 06/24/2019)
06/24/2019	20	Exhibit List by Gerry Monroe(Newar, Scott) (Entered: 06/24/2019)
06/24/2019	21	Witness List by Gerry Monroe(Newar, Scott) (Entered: 06/24/2019)
06/24/2019	22	ORDER RESETTING HEARING. Evidentiary Hearing is RESET to 7/11/2019 at 02:00 PM in Courtroom 11D before Judge Ewing Werlein, Jr. Counsel for the parties shall file their joint supplemental submission by 07/09/2019. (Signed by Judge Ewing Werlein, Jr) Parties notified. (marflores, 4) (Entered: 06/24/2019)
06/26/2019	23	ANSWER to 3 Amended Complaint/Counterclaim/Crossclaim etc., by Houston Independent School District, filed.(Nichols, Eric) (Entered: 06/26/2019)
07/01/2019	24	MOTION to Compel Compliance With June 12, 2019 Order by Gerry Monroe, filed. Motion Docket Date 7/22/2019. (Attachments: # 1 Exhibit A, # 2 Proposed Order) (Newar, Scott) (Entered: 07/01/2019)
07/01/2019	25	MOTION to Expedite Hearing on Plaintiff's Emergency Motion To Compel by Gerry Monroe, filed. Motion Docket Date 7/22/2019. (Attachments: # 1 Proposed Order) (Newar, Scott) (Entered: 07/01/2019)
07/01/2019	26	NOTICE of Referral of Motion to Magistrate Judge Frances H. Stacy re 25 MOTION to Expedite Hearing on Plaintiff's Emergency Motion To Compel, 24 MOTION to Compel

		Compliance With June 12, 2019 Order, filed. (olindor, 4) (Entered: 07/01/2019)
07/02/2019		Minute Entry NO RECORD MADE / PHONE CONFERENCE for proceedings held before Magistrate Judge Frances H Stacy. MISCELLANEOUS HEARING held on 7/2/2019 25 MOTION to Expedite Hearing on Plaintiff's Emergency Motion To Compel; 24 MOTION to Compel Compliance With June 12, 2019 Order. Defendant to supplement their answer to interrogatory #2(as directed at this phone conference) by 7/9/2019. Appearances: Eric J R Nichols, Scott David Newar.(Digital # 11:15-11:39), filed.(bwhite, 4) Modified on 7/2/2019 (bwhite, 4). (Entered: 07/02/2019)
07/08/2019	27	Amended Exhibit List by Gerry Monroe(Newar, Scott) (Entered: 07/08/2019)
07/09/2019	28	STATUS REPORT by Houston Independent School District, filed.(Nichols, Eric) (Entered: 07/09/2019)
07/10/2019	29	Amended Witness List by Gerry Monroe(Newar, Scott) (Entered: 07/10/2019)
07/10/2019	30	Amended Exhibit List by Houston Independent School District(Nichols, Eric) (Entered: 07/10/2019)
07/10/2019	31	Amended Witness List by Houston Independent School District(Nichols, Eric) (Entered: 07/10/2019)
07/10/2019	32	Amended Exhibit List by Gerry Monroe(Newar, Scott) (Entered: 07/10/2019)
07/11/2019	33	Amended Witness List by Houston Independent School District(Nichols, Eric) (Entered: 07/11/2019)
07/11/2019	34	Minute Entry for proceedings held before Judge Ewing Werlein, Jr. EVIDENTIARY HEARING held on 7/11/2019 on 4 Plaintiff's Motion for Preliminary Injunction. Evidence and testimony presented and heard. Witnesses: Sara Speer Selber, Larry McKinzie, Gerry Monroe, Tonnis Hilliard, Irma Sandate and Paul Cordova. Closing arguments heard. Due to the material oral change, no later than Monday, July 15, 2019, Defendant Houston Independent School District is to amend the July 10, 2019 letter directed to Mr. Monroe to exclude the language in the first paragraph and otherwise clarify the new letter fully supersedes and replaces the letters of April 11, 2019, June 12, 2019, and July 10, 2019. Case is take under advisement. Appearances: Scott David Newar for Pltff; Eric Nichols, Karson Thompson and Natasha Woods for Dft. Law Clerk: N. Bronnimann (Court Reporter: K. Metzger), filed. (marflores, 4) (Entered: 07/12/2019)
07/12/2019	35	AO 435 TRANSCRIPT REQUEST by Scott Newar for Transcript of Preliminary Injunction Hearing, 7/11/19, Judge Werlein. Daily (24 hours) turnaround requested. Court Reporter/Transcriber: Kathy Metzger, filed. (Newar, Scott) (Entered: 07/12/2019)
07/15/2019	36	NOTICE of Filing by Houston Independent School District, filed. (Attachments: # 1 Unredacted attachment Letter to Gerry Monroe)(Nichols, Eric) (Entered: 07/15/2019)
07/15/2019	37	TRANSCRIPT re: Excerpt of Evidentiary Hearing - Testimony of Paul Cordova held on 7/11/2019 before Judge Ewing Werlein, Jr. Court Reporter/Transcriber K. Metzger. Ordering Party Scott D. Newar Release of Transcript Restriction set for 10/15/2019, filed. (kmetzger) (Entered: 07/15/2019)
07/15/2019	38	POST-TRIAL BRIEF <i>regarding Plaintiff's Motion For Preliminary Injunction</i> by Gerry Monroe(Newar, Scott) (Entered: 07/15/2019)
07/16/2019	39	Notice of Filing of Official Transcript as to 37 Transcript,. Party notified, filed. (hcarr, 4) (Entered: 07/16/2019)
07/18/2019	40	POST-TRIAL BRIEF <i>Addendum</i> by Gerry Monroe(Newar, Scott) (Entered: 07/18/2019)

07/19/2019	41	MEMORANDUM AND ORDER DENYING PRELIMINARY INJUNCTION. 4 Plaintiff's MOTION for Preliminary Injunction is DENIED; 5 Plaintiff's MOTION to Expedite Discovery Regarding Plaintiff's Motion for Preliminary Injunction and 6 Plaintiff's MOTION to Expedite Hearing On Plaintiff's Motion For Preliminary Injunction are dismissed as MOOT. (Signed by Judge Ewing Werlein, Jr) Parties notified. (marflores, 4) (Entered: 07/19/2019)
07/20/2019	42	NOTICE OF APPEAL to US Court of Appeals for the Fifth Circuit re: 41 Memorandum and Order, by Gerry Monroe (Filing fee \$ 505, receipt number 0541-22823001), filed. (Newar, Scott) (Entered: 07/20/2019)
07/22/2019	43	Clerks Notice of Filing of an Appeal. The following Notice of Appeal and related motions are pending in the District Court: 42 Notice of Appeal. Fee status: Paid. Reporter(s): K. Metzger, filed. (Attachments: # 1 Notice of Appeal) (jtabares, 1) (Entered: 07/22/2019)
07/22/2019		Appeal Review Notes re: 42 Notice of Appeal. Fee status: Paid. The appeal filing fee has been paid. Hearings were held in the case - one transcript was produced. Number of DKT-13 Forms expected: 1, filed. (jtabares, 1) (Entered: 07/22/2019)
07/26/2019		Notice of Assignment of USCA No. 19-20514 re: 42 Notice of Appeal, filed. (jtabares, 1) (Entered: 07/26/2019)
07/26/2019	44	DKT13 TRANSCRIPT ORDER REQUEST by Appellant. This is to order a transcript of Motion Hearing on 7/11/19 before Judge Werlein. Court Reporter/Transcriber: Kathy Metzger. This order form relates to the following: 42 Notice of Appeal, filed. (Newar, Scott) (Entered: 07/26/2019)
08/05/2019	45	Order of USCA re: 42 Notice of Appeal ; USCA No. 19-20514. IT IS ORDERED that appellant's motion to expedite the appeal is GRANTED, filed. (jtabares, 1) (Entered: 08/05/2019)
08/12/2019	46	APPEAL TRANSCRIPT re Evidentiary Hearing held on 7/11/2019 before Judge Ewing Werlein, Jr. Court Reporter/Transcriber K. Metzger. Ordering Party: Scott D. Newar. This transcript relates to the following: 44 Appeal Transcript Request. Release of Transcript Restriction set for 11/12/2019, filed. (kmetzger) (Entered: 08/12/2019)
08/13/2019	47	MOTION to Enforce, MOTION for Sanctions(Motion Docket Date 9/3/2019.) by Gerry Monroe, filed. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Proposed Order Order)(Newar, Scott) (Entered: 08/13/2019)
08/13/2019	48	MOTION to Expedite Hearing on Plaintiff's Motion To Enforce And For Sanctions by Gerry Monroe, filed. Motion Docket Date 9/3/2019. (Attachments: # 1 Proposed Order) (Newar, Scott) (Entered: 08/13/2019)
08/13/2019	49	Notice of Filing of Official Transcript as to 46 Transcript - Appeal,. Party notified, filed. (dhansen, 4) (Entered: 08/13/2019)
08/14/2019	50	ORDER FOR EXPEDITED RESPONSE. Defendant Houston Independent School District shall file an expedited response to Plaintiff's Motion to Enforce and for Sanctions no later than 12:00 noon, on Friday August 16, 2019. (Signed by Judge Ewing Werlein, Jr) Parties notified. (marflores, 4) (Entered: 08/14/2019)
08/15/2019	51	COURT'S EXHIBIT LISTS. (marflores, 4) (Entered: 08/15/2019)
08/15/2019	52	DEFENDANT'S EXHIBITS Evidentiary Hearing held on 07/11/2019 by Houston Independent School District. Attached documents may be viewed in the Office of the Clerk. Exhibits 2, 3, 3A-3F are video excerpts provided to the Court on USB drives. (marflores, 4) (Entered: 08/15/2019)

08/15/2019	53	PLAINTIFF'S EXHIBITS Evidentiary Hearing held on 07/11/2019 by Gerry Monroe. Attached documents may be viewed in the Office of the Clerk. Exhibits 14, 15, 16 are video excerpts provided to the Court on USB drives. (marflores, 4) (Entered: 08/15/2019)
08/16/2019	54	RESPONSE to 47 MOTION to Enforce MOTION for Sanctions filed by Houston Independent School District. (Attachments: # 1 Proposed Order)(Nichols, Eric) (Entered: 08/16/2019)
08/19/2019	55	REPLY to Response to 47 MOTION to Enforce MOTION for Sanctions, 48 MOTION to Expedite Hearing on Plaintiff's Motion To Enforce And For Sanctions, filed by Gerry Monroe. (Attachments: # 1 Exhibit A)(Newar, Scott) (Entered: 08/19/2019)
08/20/2019		Electronic record on appeal certified to the Fifth Circuit Court of Appeals re: 42 Notice of Appeal USCA No. 19-20514, filed.(scastillo, 1) (Entered: 08/20/2019)
08/20/2019		Electronic Access to Record on Appeal Provided re: 42 Notice of Appeal to Scott Newar. Attorneys of record at the Circuit may download the record from the Court of Appeals . (USCA No. 19-20514), filed.(scastillo, 1) (Entered: 08/20/2019)
08/20/2019	56	ORDER DISMISSING as MOOT 47 Emergency MOTION to Enforce and for Sanctions; and 48 MOTION to Expedite Hearing. (Signed by Judge Ewing Werlein, Jr) Parties notified. (marflores, 4) (Entered: 08/20/2019)
08/21/2019		Electronic Access to Record on Appeal Provided re: 42 Notice of Appeal to Eric Nichols. Attorneys of record at the Circuit may download the record from the Court of Appeals . (USCA No. 19-20514), filed.(scastillo, 1) (Entered: 08/21/2019)
09/17/2019	57	Unopposed MOTION for Continuance of Initial FRCP 16 Conference by Gerry Monroe, filed. Motion Docket Date 10/8/2019. (Attachments: # 1 Proposed Order)(Newar, Scott) (Entered: 09/17/2019)
09/18/2019	58	ORDER Granting 57 Motion for Continuance. Initial Conference is RESET to 1/10/2020 at 03:45 PM in Room 11521 before Judge Ewing Werlein, Jr. (Signed by Judge Ewing Werlein, Jr) Parties notified. (marflores, 4) (Entered: 09/18/2019)
10/28/2019	59	Fifth Circuit Court of Appeals LETTER advising Tracking # for USB drives per request from COA (USCA No. 19-20514), filed.(hlerma, 4) (Entered: 10/28/2019)
10/28/2019	60	NOTICE of Resetting. Parties notified. Initial Conference reset for 2/14/2020 at 04:30 PM in Room 11521 before Judge Ewing Werlein, Jr, filed. (marflores, 4) (Entered: 10/28/2019)
11/26/2019	61	Order of USCA Judgment re: 42 Notice of Appeal ; USCA No. 19-20514. It is Ordered and adjudged that the cause is remanded to the District Court for further proceedings in accordance with the opinion of this Court, filed.(dbenavides, 1) (Entered: 11/26/2019)
11/26/2019	62	Order of USCA Per Curiam re: 42 Notice of Appeal ; USCA No. 19-20514, filed. (dbenavides, 1) (Entered: 11/26/2019)
11/26/2019	63	Unopposed MOTION for Leave to File Plaintiffs Second Amended Complaint by Gerry Monroe, filed. Motion Docket Date 12/17/2019. (Attachments: # 1 Exhibit A, # 2 Proposed Order Order)(Newar, Scott) (Entered: 11/26/2019)
11/26/2019	64	First AMENDED 4 MOTION(Motion Docket Date 12/17/2019.), MOTION for Preliminary Injunction by Gerry Monroe, filed. (Attachments: # 1 Proposed Order Order) (Newar, Scott) (Entered: 11/26/2019)
11/26/2019	65	MOTION for Expedited Hearing On Plaintiffs First Amended Motion For Preliminary Injunction Hearing re: 64 First AMENDED 4 MOTION MOTION for Preliminary

		Injunction by Gerry Monroe, filed. Motion Docket Date 12/17/2019. (Attachments: # 1 Proposed Order Order)(Newar, Scott) (Entered: 11/26/2019)
11/27/2019	66	ORDER Granting 63 Plaintiff's Unopposed MOTION for Leave to File Second Amended Complaint and Plaintiff's Second Amended Complaint at Document No. [63-1] is deemed filed. ORDERED that Plaintiff, if he wishes to pursue injunctive relief, no later than noon on Monday, 12/02/2019, shall file a Second Amended Motion for Preliminary Injunction. (Signed by Judge Ewing Werlein, Jr) Parties notified. (marflores, 4) (Entered: 11/27/2019)
11/29/2019	70	Fifth Circuit Court of Appeals LETTER advising original exhibits returned. Placed in Clerk's Office file room (USCA No. 19-20514), filed.(JenniferLongoria, 1) (Entered: 12/05/2019)
12/02/2019	67	Second AMENDED MOTION, MOTION for Preliminary Injunction(Motion Docket Date 12/23/2019.) by Gerry Monroe, filed. (Attachments: # 1 Exhibit A, # 2 Exhibit B) (Newar, Scott) (Entered: 12/02/2019)
12/02/2019	68	ORDER granting 65 MOTION for Expedited Hearing On Plaintiffs First Amended Motion For Preliminary Injunction Hearing. Defendant no later than noon on 12/6/2019 shall file an expedited response., Plaintiff no later than noon on Monday may file reply by 12/9/2019. Plaintiff's Second Amended Motion for Preliminary Injunction is SET for expedited evidentiary hearing as follows: 12/10/2019 at 10:00 AM in Courtroom 11D before Judge Ewing Werlein, Jr. Plaintiff's First Amended Motion for Preliminary Injunction (Document No. 64) is DISMISSED as moot.(Signed by Judge Ewing Werlein, Jr) Parties notified.(olindor, 4) (Entered: 12/02/2019)
12/05/2019	69	SUPPLEMENTAL ORDER REGARDING INJUNCTION HEARING. (Signed by Judge Ewing Werlein, Jr) Parties notified.(marflores, 4) (Entered: 12/05/2019)
12/06/2019	71	RESPONSE to 67 Second AMENDED MOTION MOTION for Preliminary Injunction filed by Houston Independent School District. (Attachments: # 1 Proposed Order) (Nichols, Eric) (Entered: 12/06/2019)
12/09/2019	72	REPLY To HISD's Response To Second Amended Motion For Preliminary Injunction, filed by Gerry Monroe. (Newar, Scott) (Entered: 12/09/2019)
12/09/2019	73	ORDER. ORDERED that Plaintiff no later than 4:00 p.m. this afternoon, December 9, 2019, shall file the separate proposed order sought by Plaintiff. (Signed by Judge Ewing Werlein, Jr) Parties notified.(olindor, 4) (Entered: 12/09/2019)
12/09/2019	74	Plaintiff's Issues For Adjudication On Second Amended Motion For Preliminary Injunction by Gerry Monroe, filed.(Newar, Scott) (Entered: 12/09/2019)
12/09/2019	75	STATEMENT of The Issues For The December 10, 2019 Second Preliminary Injunction Hearing re: 69 Order by Houston Independent School District, filed.(Nichols, Eric) (Entered: 12/09/2019)
12/09/2019	76	Exhibit List by Gerry Monroe(Newar, Scott) (Entered: 12/09/2019)
12/09/2019	77	PROPOSED ORDER re: 67 Second AMENDED MOTION MOTION for Preliminary Injunction, filed.(Newar, Scott) (Entered: 12/09/2019)
12/09/2019	78	Witness List by Gerry Monroe(Newar, Scott) (Entered: 12/09/2019)
12/09/2019	79	Witness List by Houston Independent School District(Nichols, Eric) (Entered: 12/09/2019)
12/09/2019	80	Exhibit List by Houston Independent School District(Nichols, Eric) (Entered: 12/09/2019)

12/10/2019	81	Minute Entry for proceedings held before Judge Ewing Werlein, Jr. MOTION HEARING held on 12/10/2019 on 67 Plaintiff's Second Amended Motion for Preliminary Injunction. Evidence Presented. Plaintiff's Exhibit Nos. 1-10 admitted without objection. Defendant submits exhibits from 07/11/2019 Evidentiary hearing, and additionally submits exhibit no. 28 admitted without objection. Testimony heard. Witness(es): Gerry Monroe, and Tonnis Hilliard. Closing Arguments heard. Motion is under submission for ruling. Appearances: Scott David Newar and Dennis Herlong for Pltf; Eric J R Nichols and Karson Thompson for Dft. Law Clerk: K. O'Herin. (Court Reporter: K. Metzger), filed. (marflores, 4) (Entered: 12/10/2019)
12/11/2019	82	MEMORANDUM AND ORDER GRANTING IN PART AND DENYING IN PART 67 Plaintiff's Second AMENDED MOTION for Preliminary Injunction. (Signed by Judge Ewing Werlein, Jr) Parties notified. (marflores, 4) (Entered: 12/11/2019)
12/18/2019		Deposit made into the Registry of the Court by Scott Newar in the amount of \$100.00, receipt number 092983 re: 82 Memorandum and Order, filed. (JenniferOlson, 4) (Entered: 12/18/2019)
02/06/2020	83	JOINT DISCOVERY/CASE MANAGEMENT PLAN by Gerry Monroe, filed.(Newar, Scott) (Entered: 02/06/2020)
02/13/2020	84	TIME CHANGE ONLY. NOTICE of Reseting. Parties notified. Initial Conference is RESET to 2/14/2020 at 04:15 PM in Room 11521 before Judge Ewing Werlein, Jr, filed. (marflores, 4) (Entered: 02/13/2020)
02/14/2020	85	Minute Entry for proceedings held before Judge Ewing Werlein, Jr. RULE 16 SCHEDULING CONFERENCE held on 2/14/2020. Docket Control Order entered. Appearances: Scott David Newar and Dennis Herlong for Pltf; Eric J R Nichols for Dft, filed. (marflores, 4) (Entered: 02/18/2020)
02/14/2020	86	DOCKET CONTROL ORDER. Pltf Expert Witness List due by 3/13/2020. Deft Expert Witness List due by 4/3/2020. Discovery due by 5/29/2020. Dispositive Motion Filing due by 6/30/2020. Non-Dispositive Motion Filing due by 6/30/2020. Joint Pretrial Order due by 9/1/2020. Docket Call set for 10/2/2020 at 04:00 PM in Courtroom 11D before Judge Ewing Werlein, Jr. (Signed by Judge Ewing Werlein, Jr) Parties notified. (marflores, 4) (Entered: 02/18/2020)
03/23/2020	87	AO 435 TRANSCRIPT REQUEST by Scott Newar for Transcript of Preliminary Injunction Hearing on 12/10/19 before Judge Werlein. Ordinary (30 days) turnaround requested. Court Reporter/Transcriber: Kathy Metzger, filed. (Newar, Scott) (Entered: 03/23/2020)
04/11/2020	88	TRANSCRIPT re: Preliminary Injunction Hearing held on 12/10/2019 before Judge Ewing Werlein, Jr. Court Reporter/Transcriber K. Metzger. Ordering Party Scott Newar Release of Transcript Restriction set for 7/10/2020., filed. (kmetzger) (Entered: 04/11/2020)
04/13/2020	89	Notice of Filing of Official Transcript as to 88 Transcript. Party notified, filed. (jdav, 4) (Entered: 04/13/2020)
04/14/2020	90	MOTION for Leave to File Excess Pages by Gerry Monroe, filed. Motion Docket Date 5/5/2020. (Attachments: # 1 Exhibit A, # 2 Proposed Order Order)(Newar, Scott) (Entered: 04/14/2020)
04/15/2020	91	RESPONSE to 90 MOTION for Leave to File Excess Pages filed by Houston Independent School District. (Attachments: # 1 Exhibit A, # 2 Proposed Order)(Nichols, Eric) (Entered: 04/15/2020)

04/20/2020	92	MOTION for Partial Summary Judgment by Gerry Monroe, filed. Motion Docket Date 5/11/2020. (Attachments: # 1 Proposed Order Order)(Newar, Scott) (Entered: 04/20/2020)
04/20/2020	93	REPLY to Response to 90 MOTION for Leave to File Excess Pages, filed by Gerry Monroe. (Newar, Scott) (Entered: 04/20/2020)
04/30/2020	94	AO 435 TRANSCRIPT REQUEST by Houston Independent School District/Karson Thompson for Transcript of Preliminary Injunction Hearing on 12/10/19 before Judge Werlein. Ordinary (30 days) turnaround requested. Court Reporter/Transcriber: Kathy Metzger, filed. (Thompson, Karson) (Entered: 04/30/2020)
05/11/2020	95	RESPONSE to 92 MOTION for Partial Summary Judgment filed by Houston Independent School District. (Attachments: # 1 Exhibit A)(Thompson, Karson) (Entered: 05/11/2020)
05/15/2020	96	REPLY to 92 MOTION for Partial Summary Judgment , filed by Gerry Monroe. (Attachments: # 1 Exhibit A)(Newar, Scott) (Entered: 05/15/2020)
06/30/2020	97	MOTION for Summary Judgment by Houston Independent School District, filed. Motion Docket Date 7/21/2020. (Nichols, Eric) (Entered: 06/30/2020)
07/06/2020	98	RESPONSE to 97 MOTION for Summary Judgment filed by Gerry Monroe. (Newar, Scott) (Entered: 07/06/2020)
09/01/2020	99	Joint MOTION for Extension of Time Joint Pre-Trial Order and Docket Call by Gerry Monroe, filed. Motion Docket Date 9/22/2020. (Attachments: # 1 Proposed Order) (Newar, Scott) (Entered: 09/01/2020)
09/03/2020	100	AMENDED DOCKET CONTROL ORDER Granting 99 Joint MOTION for Extension of Time Joint Pre-Trial Order and Docket Call. Joint Pretrial Order due by 4/16/2021. Docket Call set for 5/7/2021 at 04:00 PM in Courtroom 11D before Judge Ewing Werlein, Jr. (Signed by Judge Ewing Werlein, Jr) Parties notified. (marflores, 4) (Entered: 09/03/2020)
02/10/2021	101	NOTICE of Setting. Parties notified. Status Conference set for 2/12/2021 at 03:00 PM in by telephone before Judge Ewing Werlein, Jr, filed. (marflores, 4) (Entered: 02/10/2021)
02/12/2021	102	Minute Entry for proceedings held before Judge Ewing Werlein, Jr. STATUS CONFERENCE BY TELEPHONE held on 2/12/2021. By agreement of the parties, Plaintiff's counsel no later than Thursday, February 18, 2021, will send to Defendant's counsel a proposed settlement agreement, and the parties will notify the Court by Wednesday, February 24, 2021 of the status of their negotiations. Appearances: Karson Karl Thompson and Eric J R Nichols for Dft, Scott David Newar. and Dennis Herlong for Pltf. Law Clerk: K. O'Herin (Court Reporter: K. Metzger), filed. (marflores, 4) (Entered: 02/12/2021)
02/24/2021	103	NOTICE of Case Status by Gerry Monroe, filed. (Newar, Scott) (Entered: 02/24/2021)
03/08/2021	104	SUPPLEMENT to 92 MOTION for Partial Summary Judgment by Gerry Monroe, filed. (Newar, Scott) (Entered: 03/08/2021)
03/10/2021	105	RESPONSE to 104 Supplement , filed by Houston Independent School District. (Nichols, Eric) (Entered: 03/10/2021)
03/11/2021	106	MEMORANDUM AND ORDER DENYING 92 Plaintiff's MOTION for Partial Summary Judgment and 97 Defendant Houston Independent School District's MOTION for Summary Judgment. 90 Plaintiff's MOTION for Leave to File Excess Pages is

		DISMISSED as moot. (Signed by Judge Ewing Werlein, Jr) Parties notified. (marflores, 4) (Entered: 03/11/2021)
03/15/2021	107	MOTION for Reconsideration of 106 Memorandum and Order, by Gerry Monroe, filed. Motion Docket Date 4/5/2021. (Attachments: # 1 Proposed Order)(Newar, Scott) (Entered: 03/15/2021)
04/01/2021	108	RESPONSE to 107 MOTION for Reconsideration of 106 Memorandum and Order, filed by Houston Independent School District. (Attachments: # 1 Proposed Order)(Nichols, Eric) (Entered: 04/01/2021)
04/05/2021	109	REPLY in Support of 107 MOTION for Reconsideration of 106 Memorandum and Order,, filed by Gerry Monroe. (Newar, Scott) (Entered: 04/05/2021)
04/16/2021	110	Unopposed MOTION for Extension of Time Joint Pre-Trial Order by Gerry Monroe, filed. Motion Docket Date 5/7/2021. (Attachments: # 1 Proposed Order)(Newar, Scott) (Entered: 04/16/2021)
04/19/2021	111	ORDER Denying 107 Plaintiff's Motion for Reconsideration of Memorandum and Order Denying Plaintiff's Motion for Partial Summary Judgment. (Signed by Judge Ewing Werlein, Jr) Parties notified. (marflores, 4) (Entered: 04/19/2021)
04/19/2021	112	ORDER Granting 110 Plaintiff's Unopposed Motion for Extension of Time. Joint Pretrial Order due by 6/25/2021. Docket Call is RESET to 7/16/2021 at 04:00 PM in Courtroom 11D before Judge Ewing Werlein, Jr. (Signed by Judge Ewing Werlein, Jr) Parties notified. (marflores, 4) (Entered: 04/20/2021)
04/28/2021	113	MOTION for Interlocutory Appeal as to 106 Memorandum and Order, by Gerry Monroe, filed. Motion Docket Date 5/19/2021. (Attachments: # 1 Proposed Order)(Newar, Scott) (Entered: 04/28/2021)
05/11/2021	114	RESPONSE to 113 MOTION for Interlocutory Appeal as to 106 Memorandum and Order, filed by Houston Independent School District. (Nichols, Eric) (Entered: 05/11/2021)
05/12/2021	115	REPLY to Response to 113 MOTION for Interlocutory Appeal as to 106 Memorandum and Order,, filed by Gerry Monroe. (Newar, Scott) (Entered: 05/12/2021)
06/18/2021	116	NOTICE <i>Withdrawal of Jury Demand</i> by Gerry Monroe, filed. (Newar, Scott) (Entered: 06/18/2021)
06/21/2021	117	ORDER Denying 113 Plaintiff's Motion to Certify for Interlocutory Appeal Memorandum and Order Denying Summary Judgment. (Signed by Judge Ewing Werlein, Jr) Parties notified. (marflores, 4) (Entered: 06/21/2021)
06/22/2021	118	NOTICE <i>Withdrawal Of Claim For Monetary Damages</i> by Gerry Monroe, filed. (Newar, Scott) (Entered: 06/22/2021)
06/25/2021	119	Proposed Findings of Fact/Conclusions of Law by Houston Independent School District(Nichols, Eric) (Entered: 06/25/2021)
06/25/2021	120	Joint Proposed Pretrial Order by Gerry Monroe (Attachments: # 1 Plaintiff's Witness List, # 2 Plaintiff's Exhibit List, # 3 Plaintiff's Trial Memorandum, # 4 Plaintiff's Findings of Fact and Conclusions of Law, # 5 HISD's Witness List, # 6 HISD's Exhibit List)(Newar, Scott) (Entered: 06/25/2021)
07/15/2021	121	Amended Exhibit List by Houston Independent School District(Nichols, Eric) (Entered: 07/15/2021)
07/15/2021	122	Amended Exhibit List by Gerry Monroe(Newar, Scott) (Entered: 07/15/2021)

07/16/2021	123	MINUTE ENTRY ORDER: Docket Call held. Appearances: For Plaintiff: Scott David Newar, Dennis Herlong; For Defendant: Eric J R Nichols, Cotasha Woods. Parties announce ready for Trial. ETT: 1 day. Case set for Bench Trial on 7/26/2021 at 09:30 AM in COURTROOM 9F before Judge Ewing Werlein, Jr. Counsel are to appear at 9:00 a.m. to review exhibits. The Court allots: 2 trial hours to each side. Dr. Allen to be deposed the week of July 19th. (Signed by Judge Ewing Werlein, Jr) Law Clerk: K. O'Herin; Ct Reporter: L. Smith. Parties notified.(olindor, 4) (Entered: 07/19/2021)
07/22/2021	124	Amended Exhibit List by Gerry Monroe(Newar, Scott) (Entered: 07/22/2021)
07/23/2021	125	Amended Exhibit List by Houston Independent School District(Nichols, Eric) (Entered: 07/23/2021)
07/26/2021	126	Minute Entry for proceedings held before Judge Ewing Werlein, Jr. FIRST DAY OF BENCH TRIAL held on 7/26/2021. Plaintiff and Defendant present evidence. Witnesses: Gerry Monroe, Dr. Patricia Allen, and Eugene Salazar. Closing Arguments heard. Case is under advisement. Appearances: Scott David Newar for Pltf; Karson Karl Thompson and Eric J R Nichols for Dft. Law Clerk: K. O'Herin. (Court Reporter: K. Metzger), filed. (marflores, 4) (Entered: 07/26/2021)
07/27/2021	127	NOTICE <i>Supplemental Authorities</i> by Gerry Monroe, filed. (Newar, Scott) (Entered: 07/27/2021)
07/27/2021	128	RESPONSE to 127 Notice (Other) , filed by Houston Independent School District. (Nichols, Eric) (Entered: 07/27/2021)
08/04/2021	129	MEMORANDUM DECISION AND ORDER. ORDERED that the preliminary injunction entered on December 11, 2019 is VACATED and Plaintiff Gerry Monroe's claims against Defendant Houston Independent School District are DISMISSED without prejudice as moot. It is further ORDERED that the parties shall make appropriate disclosures, confer, and attempt to reach agreement on a reasonable attorney's fee to be awarded to Monroe, and within fourteen (14) days after the date of this decision shall submit to the Court an agreed proposed order awarding such fees. If the parties are unable to reach agreement, then Monroe within twenty-one (21) days after the date of this Order may file a motion for attorney's fees, together with appropriate proof to support same. A Final Judgment will be entered after the Court has ruled on the parties' submission(s) regarding attorney's fees. (Signed by Judge Ewing Werlein, Jr) Parties notified. (marflores, 4) (Entered: 08/04/2021)
08/19/2021	130	Unopposed MOTION for Extension of Time File Motion For Attorneys' Fees, Costs, And Expenses by Gerry Monroe, filed. Motion Docket Date 9/9/2021. (Attachments: # 1 Proposed Order)(Newar, Scott) (Entered: 08/19/2021)
08/19/2021	131	ORDER Granting 130 Plaintiff's Unopposed Motion for Extension of Deadline to File Motion for Attorneys' Fees, Costs, and Expenses. The deadline for Plaintiff's Motion for Attorneys' Fees, Costs, and Expenses is extended until September 3, 2021. (Signed by Judge Ewing Werlein, Jr) Parties notified. (marflores, 4) (Entered: 08/19/2021)

PACER Service Center			
Transaction Receipt			
09/02/2021 12:53:58			
PACER Login:	scottnewar:2637679:0	Client Code:	
Description:	Docket Report	Search Criteria:	4:19-cv-01991
Billable Pages:	10	Cost:	1.00

